IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4858 OF 2004.

Rajaram Ganu Bhosale & others. ... Petitioners.
Versus.
Dadu Vithu Bhosale & others. ... Respondents.

Shri Pramod Kathane holding for Shri Kuldeep S.Patil for the Petitioners.

CORAM : ABHAY S.OKA, J.

DATED : 20th April, 2007.

P.C.:

1. Heard the Advocate appearing for the Petitioners. The challenge in this Writ Petition under Article 227 of the Constitution of India is to the orders passed by the authorities under the Maharashtra Land Revenue Code, 1966 in proceedings relating to mutation entries. It is a well settled position in law that in the proceedings relating to the mutation entries under the said Code, the rights of the parties as regards the immoveable property are not decided. The orders passed by the said authorities are always subject to the decision of the Civil Court in a suit on title. Therefore, it is not necessary to entertain this writ petition. Subject to what is stated above, the writ petition is rejected.

Judge.